

REMARKS

Reconsideration and allowance of this application are respectfully requested. Claims 2, 4, 5-7, and 9-11 are cancelled. Claims 1, 3, 8, and 12 remain in this application and, as amended herein, and are submitted for the Examiner's reconsideration.

In the Office Action, claims 1-12 were rejected under 35 U.S.C. § 102(e) as being anticipated by Terasawa (U.S. Patent No. 6,147,714). Claims 2, 4, 5-7, and 9-11 are cancelled. Applicant submits that the remaining claims are patentably distinguishable over Terasawa.

For example, amended claim 1 calls for:

a display controller operable, in response to the power source being subsequently turned on, (i) to display the program guide when the content information indicates that the program guide was displayed immediately before turning off the power source of the receiver, (ii) to display a currently broadcast program when the content information indicates that the program was displayed immediately before turning off the power source of the receiver and the currently broadcast program is listed in a list of recommended programs, and (iii) to display the currently broadcast program when the content information indicates that the program was displayed immediately before turning off the power source of the receiver and the currently broadcast program is not listed in the list of recommended programs but is of the genre indicated by the stored genre information. (Emphasis added.)

Terasawa does not disclose or suggest displaying a program guide in response to a power source being subsequently turned on, does not disclose or suggest displaying a program guide when content information indicates that the program guide was displayed immediately before turning off the power source of the receiver, does not disclose or suggest displaying a currently broadcast program in response to a power source being subsequently turned on when the currently broadcast program is listed in a list of recommended programs, and does not disclose

or suggest displaying a currently broadcast program in response to a power source being subsequently turned on when the program is of a genre indicated by stored genre information.

Rather, Terasawa merely describes:

An electrically erasable programmable read only memory (EEPROM) 38 stores data that is preferably stored as required even after the power is turned off (for example, the history for the last four weeks received by the tuner 21, the channel number (last channel) received immediately before the power is off. Then, when the power is turned on, for example, the same channel as the last channel is received again.) If the last channel is not stored, the channel stored as a default in the ROM 37 is received...(Emphasis added.)

(col.13 11.10-18.) Namely, the relied-on section of Terasawa only teaches turning on the last received channel or a default channel when the power is turned on.

Terasawa further describes:

It is often the case that a desired program be selected immediately after the IRD 2 is turned on. Accordingly, the program-table button switch 144 is manipulated to display a program guide of the individual categories, as shown in FIG. 32. On the other hand, if the switch 144 is further pressed afterwards, it is often the case that a desired program other than the currently-aired program will be selected. ...(Emphasis added.)

(col.18 11.30-36.) The relied-on section of Terasawa thus describes that a program guide is displayed after a program-table button switch is manipulated and that a desired program is displayed if the program-table button switch is further manipulated. Terasawa neither discloses nor suggests that a program guide is displayed in response to a power source being turned on and neither discloses nor suggests that a desired program is displayed in response to a power source being turned on.

Additionally, Terasawa discloses:

For enabling the above-described program guide or the data stream to be displayed, the CPU 29 executes processing, as indicated by the flow chart of FIG. 34, to write the still pictures of the individual broadcast channels into the EPG area 35A of the data buffer memory 35.... Namely, if the program which is currently aired on the first channel is a movie, a still picture of the movie is captured and written into the EPG area 35A.

...Then, in S54, if the currently-aired program is a movie on the second channel, it is captured as the second still picture of the movie category. If the program is not a movie, the picture is not captured since its category is different. ...*(Emphasis added.)*

(col.18 11.46-67, see also col.19 11.1-4.) Here, the cited section of Terasawa describes the capture of a still picture representing a program of a given genre and that the still picture is incorporated into the electronic program guide (EPG). The reference does not disclose or suggest displaying a program of an indicated genre in response to a power source being turned on.

It follows that relied-on sections of Terasawa do not disclose or suggest the combination called for in claim 1 and therefore do not anticipate the claim.

Claim 8 depends from claim 1 and is therefore distinguishable over the cited art for at least the same reasons.

Independent claim 3 includes limitations similar to those set out in the above excerpt of claim 1. It follows that claim 3 is patentably distinguishable over Terasawa for at least the same reasons.

Claim 12 depends from claim 3, and for at least the same reasons, is also distinguishable over the cited reference.

Applicant therefore respectfully requests the withdrawal of the rejection under 35 U.S.C. § 102(e).

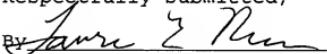
Applicant notes that Terasawa is assigned to Sony Corporation, the assignee of the present application, and was owned by Sony Corporation at the time of the invention disclosed and claimed in the present application. It is therefore submitted that, under 35 U.S.C. § 103(c), Terasawa would be disqualified from being relied on as prior art in an obviousness rejection.

As it is believed that all of the rejections set forth in the Official Action have been fully met, favorable reconsideration and allowance are earnestly solicited. If, however, for any reason the Examiner does not believe that such action can be taken at this time, it is respectfully requested that the Examiner telephone applicant's attorney at (908) 654-5000 in order to overcome any additional objections which the Examiner might have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

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Respectfully submitted,


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